

AN ORDINANCE TO AMEND CHAPTER 6, ARTICLE 2, SECTION 18, SNOWMOBILE OPERATIONS, OF THE TOWN CODE OF SILVERTON, COLORADO

WHEREAS, the Board of Trustees of the Town of Silverton, Colorado desires to modify Chapter 6, Article 2, Section 18 of the Town Code of Silverton, Colorado, in order to define the Town's regulations concerning the operation of snowmobiles within the jurisdictional limits of the Town;

WHEREAS, the Board of Trustees has received and considered the recommendations of the Silverton Snowmobile Club and the San Juan County Sheriff concerning amendment of the snowmobile regulations; and

WHEREAS, the Board of Trustees has held public meetings to receive and consider public comment on snowmobile operations within the Town's jurisdictional limits;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SILVERTON, COLORADO that

1. Chapter 6, Article 2, Section 18 of the Town Code of Silverton, Colorado shall be amended to read:

"6-2-18 Snowmobile Operations

- (a) Snowmobiles may be operated upon the streets and alleys of the Town of Silverton only as provided in this section.
- (b) Snowmobiles shall not be operated upon the streets and alleys of the Town of Silverton between the hours of 9:00 p.m. and 7:00 a.m., excepting emergency situations which require the use of snowmobiles outside the permitted hours.
- (c) Snowmobiles shall not be operated on Greene Street, excepting that snowmobiles may cross Greene Street at intersections.
- (d) Snowmobiles shall not be operated upon the streets and alleys of the Town of Silverton unless the operator shall be 16 years of age and have in the operator's possession a valid driver's license from the operator's state of residence, or if the operator resides outside the United States of America, then from the jurisdiction in which the operator resides.
- (f) A snowmobile operating upon the streets and alleys of the Town of Silverton shall (i) be operated on the far right-hand side (shoulder) of the proper driving lane while still allowing for the snowmobile's safe operation, (ii) have affixed thereto a bright orange safety standard measuring not less than six feet (6') in length and attached so as to be perpendicular to the ground surface at all times the snowmobile is in operation,

(iii) have headlights and taillights on at all times the snowmobile is in operation and (iv) comply with C.R.S. 33-14-114.

(g) Snowmobile operators shall yield the right-of-way to all pedestrians, at all times and at all locations within the jurisdictional limits of the Town of Silverton. Snowmobile operators shall maintain a distance of at least ten feet (10') from any pedestrian or not exceed a speed of five miles per hour (5 mph) if the required separation cannot be maintained.

(h) Notwithstanding subsection (d) above, a minor operator of a snowmobile may operate a snowmobile upon the streets and alleys of the Town of Silverton, provided (i) the operator shall be at least 14 years of age and shall have in the operator's possession a valid snowmobile safety certificate issued by a recognized association or organization, (ii) a parent, or legal guardian appointed by a court of competent jurisdiction, shall be at all times during operation of the snowmobile within the immediate vicinity of the minor operator, (iii) the snowmobile shall be operated only on the most expedient route to travel to or from a snowmobile riding area outside of the jurisdictional limits of the Town of Silverton, and (iv) the minor operator shall be otherwise in compliance with this section. In addition to all sanctions applicable to a violation of this section, the accompanying parent or guardian shall be responsible and/or liable for the actions of a minor operator operating pursuant to this subsection. Further, a minor found guilty of a violation of this section, or any other ordinance, regulation, code, statute, or law, applicable to snowmobiles or the operation thereof, shall have the operator's safety certificate withdrawn and shall not thereafter operate a snowmobile upon the streets and alleys of the Town of Silverton unless such operator is in compliance with subsection (d) above.

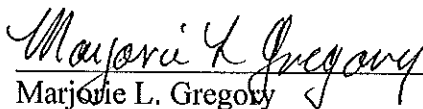
(i) Except as specifically provided herein, snowmobiles operating within the jurisdictional limits of the Town of Silverton and operators of such snowmobiles shall comply with each and every federal, state, or local, ordinance, regulation, code, statute, or other law applicable within the jurisdictional limits of the Town of Silverton."

2. This ordinance is necessary for the preservation of the public health, safety, and welfare.

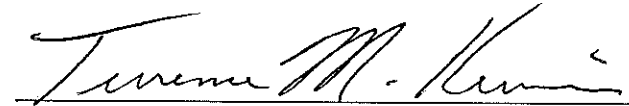
PASSED AND ADOPTED THIS 10th DAY OF FEBRUARY, 1997.

ATTEST:

TOWN OF SILVERTON



Marjorie L. Gregory
Town Clerk-Treasurer



Terrence M. Kerwin
Mayor